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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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EXAMINER

GREY, CHRISTOPHER P

ART UNIT

PAPER NUMBER

2616

MAIL DATE

DELIVERY MODE

07/14/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Arguments

1. Applicant's arguments filed on 6/20/07 have been fully considered but they are not persuasive.

a. The applicant argued with respect to claims 1, 12 and 22 that the cited art does not specifically disclose the applicants claimed best effort service.

The examiner contends that the claimed limitation, interpreted within its broadest sense is taught within Le Gouriellec, where Le Gouriellec teaches discarding packets, where the feature of discarding packets is a common feature of the best effort service, and is reasonably equivalent to a best effort service.

The examiner further contends that the claim does not specify or define best effort services, where interpreted broadly is defined as such:

A "Best Effort" service is one which does not provide full reliability. It usually performs some error control (e.g. discarding all frames which may have been corrupted) and may also provide some (limited) retransmission (e.g. CSMA/CD). The delivered data is not however guaranteed

Clearly the discarding of packets is a service of the best effort services, so is therefore applied reasonably to the rejection of claims 1, 12 and 22.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to CHRISTOPHER P. GREY whose telephone number is (571)272-3160. The examiner can normally be reached on 10AM-7:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Moe Aung can be reached on (571)272-7314. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Aung S. Moe/
Supervisory Patent Examiner, Art Unit 2616

/Christopher P Grey/
Examiner, Art Unit 2616